

07/26/00
Jc880 U.S. PTO

07-27-00

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U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**PATENT APPLICATION
TRANSMITTAL LETTER
UNDER 37 C.F.R. 1.53(b)**

ATTORNEY DOCKET NO.:

11010/18

Jc857 U.S. PTO
09/625803

07/26/00

Address to:
Assistant Commissioner for Patents
Washington D.C. 20231
Box Patent Application

Transmitted herewith for filing is a patent application.

Inventor(s): Robert A. RABINER
Brad A. HARE
David M. FISCHER
Andy LEVINE
John MEADE

For: METHOD AND APPARATUS FOR ULTRASONIC MEDICAL TREATMENT, IN
PARTICULAR, FOR DEBULKING THE PROSTATE

1. Enclosed are:

- ☒ 31 page description, 10 pages of claims, 1 page abstract, 16 sheet(s) of drawing(s).
- ☐ An Assignment of the invention and an accompanying Assignment Recordal.
- ☒ A declaration/power of attorney (unsigned).
- ☐ An Information Disclosure Statement along with an accompanying PTO-1449 form.
- ☒ Other: Small Entity Declaration; Petition for Expedited Filing License.

2. The filing fee has been calculated as shown below:

	NUMBER FILED	NUMBER EXTRA*	RATE (\$)	FEE (\$)
BASIC FEE				690.00
TOTAL CLAIMS	62 - 20 =	42	18.00	756.00
INDEPENDENT CLAIMS	7 - 3 =	4	78.00	312.00
MULTIPLE DEPENDENT CLAIM PRESENT				260.00
*Number extra must be zero or larger			TOTAL	1,758.00
If the applicant is a small entity under 37 C.F.R. §§ 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	879.00

Express Mail No.: EL039797784US

3. Please charge the required application filing fee of \$ 879.00 to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**.
4. The Commissioner is hereby authorized to charge payment of the following fees, associated with this communication or arising during the pendency of this application, or to credit any overpayment, to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**:
- A. Any additional filing fees required under 37 C.F.R. § 1.16;
 - B. Any additional patent application processing fees under 37 C.F.R. § 1.17;
 - C. Any additional document supply fees under 37 C.F.R. § 1.19;
 - D. Any additional post-patent processing fees under 37 C.F.R. § 1.20; or
 - E. Any additional miscellaneous fees under 37 C.F.R. § 1.21.
5. A duplicate copy of this letter is enclosed for that purpose.

Respectfully submitted,

Dated: 7/26/2000

By:



Michael E. Stimson

Reg. No. 41,333

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300366

Applicants or Patentees: Bradley HARE
Robert RABINER
John MEADE
David FISCHER and
Andrew LEVINE
Serial or Patent No.: Not Yet Assigned
Filed or Issued: HEREWITH
For: METHOD AND APPARATUS FOR ULTRASONIC MEDICAL
TREATMENT, IN PARTICULAR, FOR DEBULKING THE
PROSTATE

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN OmniSonics Medical Technologies, Inc.
ADDRESS OF CONCERN 66 Concord St., Wilmington, MA 01887

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under an assignment will be conveyed to and remain with the small business concern identified above (as directed by the assignment) with regard to the invention, entitled **METHOD AND APPARATUS FOR ULTRASONIC MEDICAL TREATMENT, IN PARTICULAR, FOR DEBULKING THE PROSTATE** by inventors, Bradley HARE, Robert RABINER, John Meade, David FISCHER, and Andrew LEVINE described in

- ☒ the specification filed herewith
☐ application serial no. _____, filed _____
☐ patent no. _____, issued _____

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

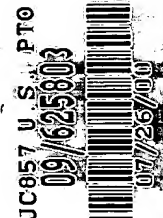
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

July 20/00

Page 2 of 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Hare et al.
Serial No. : To be assigned
Filed : Herewith
For : Method and Apparatus for Ultrasonic Medical Treatment, in
Particular, for Debulking the Prostate
Examiner : To be assigned
Group Art Unit : To be assigned



Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION PURSUANT TO 37 C.F.R. §5.12(d)
REQUESTING EXPEDITED HANDLING OF FOREIGN FILING LICENSE

SIR:

Applicants hereby request that the Patent Office expedite the issuance of a foreign filing license for the application submitted herewith.

Please charge deposit account no. **11-0600** for the Petition fee of \$65.00 (small entity statement is enclosed) prescribed by Rule 1.17(h).

Please charge any deficiency of fee or additional fee due associated with this Petition or the attached Information Disclosure Statement to Deposit Account **11-0600**. A duplicate of this paper is enclosed for deposit account charging purposes.

Respectfully submitted,
KENYON & KENYON

Dated:

7/26/2000

By

Michael Stimson
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EXPRESS MAIL CERTIFICATE

"EXPRESS MAIL" MAILING LABEL NUMBER EL039797784US

DATE OF DEPOSIT 7/26/00

TYPE OF DOCUMENT Patent Application: RABINER A Robert, et al.

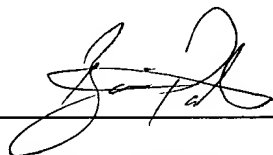
SERIAL NO. to be Assigned

FILING DATE Herewith

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE, BY BEING HANDED TO A POSTAL CLERK OR BY BEING PLACED IN THE EXPRESS MAIL BOX BEFORE THE POSTED DATE OF THE LAST PICK UP, AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231.

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(SIGNATURE OF PERSON MAILING PAPER OR FEE)

Method and Apparatus For Ultrasonic Medical Treatment, In Particular, For Debulking The Prostate

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